

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

In Re: NETWORK ENGINES, INC.,
SECURITIES LITIGATION

CIVIL ACTION NO. 03-12529-JLT

JOINT SCHEDULING STIPULATION

Whereas, on March 5, 2004, the parties previously filed a Scheduling Stipulation providing the defendants 60 days to respond from service of an Amended Consolidated Complaint;

WHEREAS, this Court entered a Scheduling Stipulation filed in the above-entitled case on March 23, 2004, and whereas that Stipulation did not provide a briefing schedule, the parties hereby propose that this Court enter the following modification and supplement to that schedule as follows:

1. Lead plaintiffs shall file a Consolidated Amended Complaint on June 4, 2004;
2. Defendants have indicated that they intend to file a Motion to Dismiss. That Motion shall be due on August 13, 2004;
3. Lead Plaintiffs shall file their opposition on October 12, 2004; and
4. Defendants shall file a reply on November 12, 2004.

5. The Court shall schedule oral argument at its convenience.

Dated: May 17, 2004.

Respectfully submitted,

By the Plaintiff's attorneys,

/s/ Nancy Freeman Gans

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SO ORDERED:

CERTIFICATE OF SERVICE

I, Nancy Freeman Gans, hereby certify that a true copy of the above document was served upon the attorney of record for each party by mail on May 17, 2004.

/s/ Nancy Freeman Gans
Nancy Freeman Gans